IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.4970 OF 2006
IN
FIRST APPEAL (ST) NO.27406 OF 2006

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OFFICE NOTES, OFFICE MEMORANDUM OF CORAM, APPEARANCES, COURT'S ORDERS OR DIRECTIONS AND REGISTRAR'S ORDERS	COURT'S OR JUDGES ORDERS

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Shri R.A.Thorat for the Applicant.
Shri J.J.Xavier for B.M.C.

CORAM : A. S. OKA, J.
DATE : JANUARY 16, 2007.

P.C.:

1. Rule. Shri Xavier waives service for the Respondent. As First Appeal has been admitted, action of demolition cannot be allowed to be taken on the basis of the impugned notice and impugned order. However, the Applicant will have to maintain status-quo in all respects.

2. Hence, Application is disposed of by passing following order:

(i) Rule is made absolute in terms of prayer clause (a) subject to condition that the Applicant will maintain status-quo in all respects in respect of the suit premises.

JUDGE